



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: October 21, 2003 - 7:00 P.M.

Location: Selectmen's Hearing Room - Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Dorbert A. Thomas, Clerk
Patricia M. Banks
Kenneth F. Polito

Absent: John D. Perreault, Town Engineer

Also Present: Brad Stone, Agent

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission noted that Minutes are still being worked on and will be ready for approval at a future meeting.

2. Signed bills.

3. Meetings and Hearings – 7:05 P.M.

285-1215 Continued –Public Hearing regarding the Notice of Intent filed by Matthew & Christine Howard for the construction of a paved roadway and single family house at 100 Prospect Street and Howe Road

Mr. Jacques opened the meeting. Mr. Ostrosky and Mrs. Thomas abstained from the hearing. Attending the hearing was John M. Grenier – engineer from John M. Grenier Associates.

Mr. Grenier said one of the changes he made was a dry sewer line in case sewer became available. He said he received comments from Engineering, and that anything that needs to be addressed will not affect the configuration of the project.

Mrs. Banks asked the closest point to the wetland area, and Mr. Grenier said 45 feet.

Mr. Jacques officially closed the hearing.

285-1237 Continued – Public Hearing regarding the Notice of Intent filed by Peris and Sons builders, Inc. for the construction of a single family home at Lot 3 Brook Street, Shrewsbury Assessors Plate 43, Plot 19

Mr. Jacques opened the hearing. Mr. Ostrosky and Mrs. Thomas abstained from the hearing. Attending the hearing were John M. Grenier – the engineer from J.M. Grenier Associates, Glenn Krevosky – a wetlands engineer, and Bob Lucia – a wetlands engineer.

Mr. Krevosky said he looked at the soils and Mr. Lucia looked at vegetation as related to Lot 3 Brook Street. Mr. Krevosky said he found non-hydric soils. He said the closest point is 17-1/2 feet after this third revision of the placement of the house. He said also the sizing of the house was made smaller.

Mr. Lucia said he went out with Mr. Krevosky to do a vegetation study. He said he agrees with Mr. Krevosky's delineation. Mr. Stone said he did too.

Mr. Grenier said they rotated the house and changed the house size.

Mr. Krevosky said he feels the area is a man-made wetland area from many years ago, probably by a farmer, so he feels they could replicate it in another area, to increase the distance of the house to the wetland area.

Mr. Jacques asked if they were allowed to build within the 30 feet, would they put a compensation area, and Mr. Krevosky said yes.

Mr. Jacques officially closed the hearing.

285-1243 Public Hearing regarding the Notice of Intent filed by Douglas Oakes for the construction of a house addition at 353 Grafton Street

Attending the hearing was John Reinke, George F. Smith & Associates. He said Mr. Oakes wants to put on a 27 x 28 addition, and it will be 50 feet from the wetland area. He said they will place a silt fence along the back of the project.

Mr. Reinke said Bummet Brook is about 185 feet away at the nearest point. He commented that they had trouble getting the exact location of Bummet Brook, and ended up using the USGS topical map to get the location.

Mr. Stone said that there would be no problem with the Riparian Zone.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Robert Franchi for the construction of a swimming pool at 41 Westview Avenue**

Attending the hearing were Bob Lucia – the wetlands engineer, and Robert Franchi. Mr. Lucia said this NOI is for a 20' x 42' pool. He said grading will need to be done towards the west.

Mr. Lucia said the proposed work will be located at least 25 feet from the resource area, and haybales and siltation fencing will be placed along the southern and western limits of work.

Mr. Ostrosky officially closed the hearing.

**285-1117 Public Hearing regarding the request for an Amended Order of Conditions
filed by Kelly Marcimo for the construction of a swimming pool at 189 Gulf
Street**

Attending the hearing was Steven Sears with Ross Associates. Mr. Sears said this is for an amended Order of Conditions. He said this filing is for the construction of an 18' x 36' pool and a 10' x 12' pool house.

Mr. Sears said the site was originally delineated by EBT, and said that Rick Heywood, from Ross Associates, went out and his flags were the same. He said the closest point of the project is 25 feet.

The Commission expressed concern for the closeness of the pool to the wetland. Mr. Sears said it really can't be adjusted.

Mr. Stone said he would like to see flagging all along the wetland line. Mr. Sears said this is being worked on and he will get it to Mr. Stone.

Mr. Ostrosky officially closed the hearing.

**285-1244 Public hearing regarding the Notice of Intent filed by M.D. Harrington
Development, Inc. for the construction of a single family home at Lot 3, 93
Oak Street**

Attending the hearing were Mike Harrington, the developer and builder from M.D. Harrington Development, and Mike N. Belanger – the engineer from Hannigan Engineering.

See hearing below (#285-1245) for notes of these two hearings.

Mr. Ostrosky officially closed the hearing.

**285-1245 Public Hearing regarding the Notice of Intent filed by M.D. Harrington
Development, Inc. for the construction of a single family home at Lot 4, 93
Oak Street**

Attending the hearing were Mike Harrington, the developer and builder from M.D. Harrington Development, and Mike N. Belanger – the engineer from Hannigan Engineering.

Mr. Belanger said they did not have to file an N.O.I. for Lot #1. He said on Lot #3, they will use a silt fence and haybales.

Mr. Belanger said on Lot #4, it is 31 feet to the wetland line, and he said they will provide a physical barrier along the wetland line.

Donald Grady, 72 Harriet Avenue, expressed concern if there would be additional water run-off from the project. He said they have talked to Mr. Harrington before this hearing and he assured that there would not be an increase because the project slopes more towards Oak Street. Mr. Ostrosky added that there is a lot of wetland area to absorb some of the water.

Ralph Lespasio, 64 Harriet Avenue, asked if the run-off could be channeled in another direction. Mr. Harrington said the water runs south. Mr. Jacques concurs with Mr. Harrington and Mr. Ostrosky that the water run-off would not be increased.

Kevin O'Reilly, 57 Purinton Street, Shrewsbury, for Joan Burkhart, 70 Harriet Avenue, commented that the three neighbors feel that this is a proper use of property.

Mr. Ostrosky officially closed the hearing.

4. New Business

a. Discussed/Signed Draft Orders of Conditions and Requests for Determination of Applicability

- 285-**** 100 Prospect Street & Howe Road – conditionally approved**
(Mr. Ostrosky and Mrs. Thomas
abstained from the vote)
- 285-1237 Lot 3 Broook Street – conditionally approved**
(Mr. Ostrosky and Mrs. Thomas
abstained from the vote)
- 285-1243 353 Brook Street – conditionally approved**
- 285-**** 41 Westview Avenue – conditionally approved**
- 285-1117 189 Gulf Street – conditionally approved**
- 285-1244 Lot 3, 93 Oak Street – conditionally approved**
- 285-1245 Lot 4, Oak Street – conditionally approved**

5. Old Business

a. Discussed/Signed Certificates of Compliance

- 285-1078 114 Memorial Drive**
- 285-1187 469 Grafton Street**
- 285-1084 8 Beach Road**

b. Discuss Enforcement Order, 2 Flanagan Drive

Attending the discussion were Ed Drelinger – the developer, and Desheng Wang – the engineer. Dr. Wang said they met with Mr. Stone at the site. He said they have created a stone swale and they have put crushed stone along the road. He said they are having trouble getting a company to come out and do the hydro seeding. Mr. Stone expressed concern if the hydro seed is not done soon.

5. Old Business (cont'd)

b. Discuss Enforcement Order, 2 Flanagan Drive (cont'd)

Ken Milley, expressed continued concern of the re-routing, then adding another house, and where the water will go. He also expressed concern that detention basin #1 will not hold a large storm and a new brook will be created. There was much discussion of the revised work done in detention basin #1.

Mr. Jacques asked Dr. Wang if he was satisfied with the basin to hold a large storm event. Dr. Wang said yes and he thinks Mr. Stone agrees.

Aristotelis and Gloria Panagiotou, 109 Francis Avenue, both expressed concern of detention basin #2 overflowing. He said he feels it is not working right and there is standing water. They also expressed concern of snow storage location and what could happen when it melts, and where the run-off from that would go.

Mr. Polito commented that he feels calculations need to be checked and compared with original calculations.

Mr. Milley submitted a request signed by abutters that the Town come up with a maintenance plan.

The Commission agreed to do a site walk before next meeting.

Mr. Ostrosky continued the meeting to November 18, 2003, for an update.

6. Correspondence

The meeting adjourned at 9:20 p.m.

Respectfully Submitted,

Annette W. Rebovich